

# BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS

2401 PENNSYLVANIA AVENUE, NW

SUITE 300

WASHINGTON, DC 20037

TELEPHONE (202) 663-7820

FACSIMILE (202) 663-7849

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ROBERT A. WIMBISH

(202) 663-7824 (Direct Dial)

E-Mail: [rwimbish@bakerandmiller.com](mailto:rwimbish@bakerandmiller.com)

January 25, 2010

## **BY HAND DELIVERY**

Cynthia T. Brown

Chief of the Section of Administration, Office of Proceedings

Surface Transportation Board

395 E Street, SW

Washington DC 20423-0001

226346

Re: STB Docket No. AB-1056X

*Pioneer Industrial Railway Co. – Discontinuance of Service Exemption –  
Line In Peoria County, IL*

STB Docket No. AB-1066 (Sub-No. 1X)

*Central Illinois Railroad Company – Discontinuance of Service  
Exemption – Line In Peoria County, IL*

226347

Dear Ms. Brown:

On December 29, 2009, Pioneer Industrial Railway Co. ("PIRY") and Central Illinois Railroad Company ("CIRY") jointly filed petitions for exemption to permit both carriers to discontinue service over certain lines of railroad in the City of Peoria and the Village of Peoria Heights, Peoria County, IL, as set forth in their joint filing.

PIRY and CIRY stated in the joint filing that the remaining two shippers on the subject rail line segments – Carver Lumber Company ("Carver") and O'Brien Steel Service Co. ("O'Brien") – had been consulted in advance of the discontinuance filings. The joint filing also stated that the railroads and shippers, along with the involved municipalities, had reached an accord pursuant to which Carver and O'Brien would provide letters addressed to the Board in which each would state its non-objection to the proposed discontinuances. Those shipper letters did not, however, accompany the joint filing as was originally anticipated.

Cynthia T. Brown  
January 25, 2010  
Page 2 of 2

Enclosed with this letter, you will find copies of letters from Carver and O'Brien in which each states its respective non-objection to the proposed discontinuances (in Carver's case, contingent upon PIRY's acquisition of rights to operate over a line known as the "western connection," which is discussed in the joint filing).

If there are any questions about this matter, please contact me directly, either by telephone: (202) 663-7824 or by email: [rwimbish@bakerandmiller.com](mailto:rwimbish@bakerandmiller.com).

Sincerely,

A handwritten signature in black ink, appearing to read "R. A. Wimbish".

Robert A. Wimbish  
Counsel for Pioneer Industrial  
Railway Co.

Enclosures

cc: Daniel A. LaKemper  
Michael R. Ascher

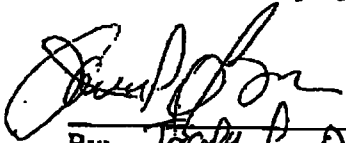
July 15, 2009

Surface Transportation Board  
395 "E" Street, S.W.  
Washington, DC 20423-0001

Dear Members of the Board:

O'Brien Steel Company has agreed that it will not object to or otherwise contest the Discontinuance of Service request which is to be filed by Pioneer Industrial Railway Co. ("PIRY") and Central Illinois Railroad Company at the Surface Transportation Board ("STB"), for that portion of the "Kellar Branch" between MP 2.78 and MP 8.50. O'Brien acknowledges that, if granted by the STB, this will result in the severing of the Kellar Branch, and the segment on which O'Brien is located will no longer be connected with the so-called "western connection" with the Union Pacific Railroad Company.

O'Brien Steel Company

  
By: Joseph P. O'Brien  
Its: PRESIDENT

Jan 22 2010 1:39PM MS CARVER LUMBER

309-692-8330

p. 1



July 15, 2009

Surface Transportation Board  
395 "E" Street, S.W.  
Washington, DC 20423-0001

Dear Members of the Board:

Carver Lumber Company has agreed that it will not object to or otherwise contest the Discontinuance of Service request which is to be filed by Pioneer Industrial Railway Co. ("PRY") and Central Illinois Railroad Company at the Surface Transportation Board ("STB"), for that portion of the "Kellar Branch" between MP 2.78 and MP 8.50. Carver acknowledges that, if granted by the STB, this will result in Carver's loss of common carrier rail service over the Kellar Branch to the connection with the Tazewell & Peoria Railroad, Inc.

Carver's agreement not to contest these filings is specifically contingent upon the acquisition by PRY (from the City of Peoria) of the permanent right to operate over the so-called "western connection" between the Kellar Branch and the Union-Pacific Railroad Company, and the STB's grant of common carrier authority to PRY for such operation.

Carver Lumber Company Board of Directors

Mark Booth

Debra Wolfe

Lee Miller